

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION**

**JESSICA JONES, et al.,**

Plaintiffs,

v.

**VARSITY BRANDS, LLC, et al.**

Defendants.

Case No. 2:20-cv-02892-SHL-tmp

**JURY DEMAND**

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**CERTIFICATE OF CONSULTATION BETWEEN  
JONES PLAINTIFFS AND DEFENDANTS**

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Before the Court is the Plaintiffs' Motion for Leave to Take Depositions of Defendants Charlesbank and Bain.<sup>1</sup> ("Motion"). Per Local Rule 7.2, this is to certify that counsel for Plaintiffs has consulted with counsel for Defendants with respect to this Motion.

Plaintiffs' counsel, Katharine Malone, met and conferred with defense counsel Steven Kaiser and others regarding the issues raised in the motion by exchanging drafts of a proposed stipulation on February 8, 2022 and February 10, 2022. Plaintiffs' counsel, Ms. Malone, conferred with Defendants on the phone before and after these email exchanges to try to and reach an agreement. Plaintiffs again conferred on March 24, 2022 with Mr. Kaiser and others via

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<sup>1</sup> "Defendants" in the *Jones Action* include Varsity Brands, LLC, Varsity Spirit, LLC, and Varsity Spirit & Fashion Supplies, LLC (collectively, "Varsity"); United States All Star Federation ("USASF"), Jeff Webb, Charlesbank Capital Partners, LLC ("Charlesbank"), and Bain Capital Private Equity ("Bain") (collectively, "Defendants"). Only Varsity and USASF are Defendants in the related action *Fusion Elite All Stars, et al. v. Varsity Brands, LLC, et al.*, Case No. 2:20-cv-02600-SHL-tmp (W.D. Tenn.) ("Fusion Action").

email and confirmed that the parties are at an impasse. *See* Declaration of Joseph R. Saveri, ¶14 & Exs. 10-12, filed herewith.

Plaintiffs affirm that, after consultation between the parties, the parties were unable to reach an agreement on the items that are the subject of the accompanying Motion.

Dated: March 28, 2022

Respectfully submitted,

By: /s/ Joseph R. Saveri  
Joseph R. Saveri

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**CERTIFICATE OF SERVICE**

I hereby certify that on March 28, 2022, I served a copy of the foregoing document via the Court's ECF system, effecting service on all interested parties.

/s/ Joseph R. Saveri  
Joseph R. Saveri